

ASSEMBLY BILL

No. 439

Introduced by Assembly Member Ma

February 16, 2007

An act to amend Section 2780.1 of, and to add Section 2793 to, the Penal Code, relating to prisoners.

LEGISLATIVE COUNSEL'S DIGEST

AB 439, as introduced, Ma. Prisoners: work camps: electronic monitoring.

Existing law authorizes the use of continuous electronic monitoring devices to monitor probationers, parolees, and sex offenders, as specified. Existing law also authorizes the use of prisoners at work camps outside of prison grounds, as specified.

This bill would require prisoners working at a work camp outside of prison grounds to be monitored by continuous electronic monitoring devices, to be paid for by money received from the rendering of the services, upon appropriation by the Legislature.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 2780.1 of the Penal Code is amended to
2 read:
3 2780.1. Money received from the rendering of services under
4 the prison camp work program shall be *used, subject to*
5 *appropriation by the Legislature, to pay for purchasing and*
6 *maintaining the continuous electronic monitoring devices required*

1 *pursuant to Section 2793 and the remainder of the money shall be*
2 *paid to the Treasurer monthly and shall be credited to the support*
3 *appropriation of the prison rendering such services, in*
4 *augmentation thereof. The appropriation to be credited shall be*
5 *the appropriation current at the time of rendering the services.*
6 *Nothing in this section shall apply to prison road camps established*
7 *under Article 4 (commencing with Section 2760) of this chapter,*
8 *except that, by mutual agreement between the Department of*
9 *Transportation and the Department of Corrections, subject to the*
10 *approval of the Department of Finance, such prison road camps*
11 *may be administered, instead, under the provisions of this article.*
12 SEC. 2. Section 2793 is added to the Penal Code, to read:
13 2793. Prisoners who are working outside the prison grounds
14 in work camps shall be monitored by a continuous electronic
15 monitoring device, as defined by subdivision (d) of Section 1210.7
16 and that meets the requirements of Section 1210.8.